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6 IN THE UNITED STATES DISTRICT COURT  
7 FOR THE NORTHERN DISTRICT OF CALIFORNIA  
8 SAN JOSE DIVISION

9 Peter B. Inc., et al., NO. C 10-04454 JW

10 v. Plaintiffs, ORDER CONTINUING CASE  
11 v. Comerica Bank, et al., MANAGEMENT CONFERENCE

12 Defendants.

13 \_\_\_\_\_/ 14 This case is scheduled for a Case Management Conference on December 13, 2010. Upon  
15 review of the docket, it appears that Plaintiffs have yet to serve Defendants.

16 In light of the fact that Defendants have not yet been served,<sup>1</sup> the Court continues the Case  
17 Management Conference to **February 28, 2011 at 10 a.m.** On or before **February 18, 2011**, the  
18 parties shall file a Joint Case Management Conference Statement. The Statement shall include,  
19 among other things, a good faith discovery schedule with a proposed date for the close of all  
20 discovery.

21 Plaintiffs shall serve this Order on Defendants along with the Summons and Complaint and  
22 file the appropriate certificate of service on or before **January 29, 2011**.

23  
24 Dated: December 8, 2010

  
\_\_\_\_\_  
JAMES WARE  
United States District Judge

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28 <sup>1</sup> Plaintiffs' Complaint was filed on October 1, 2010. (Docket Item No. 1.) Plaintiffs have until January 29, 2011 to serve Defendants with the Complaint.

1 **THIS IS TO CERTIFY THAT COPIES OF THIS ORDER HAVE BEEN DELIVERED TO:**

2 Kevin John Mirch mirch@charterinternet.com  
3 Marie C. Mirch bobogriz@aol.com

4 **Dated: December 8, 2010**

5 **Richard W. Wiking, Clerk**

6 **By: /s/ JW Chambers**  
7 **Elizabeth Garcia**  
**Courtroom Deputy**